

DFT 001357

**EXHIBIT 5**

**DESIMONE TRUST**

**FREMONT PROPERTY**

**LEASE AND RELATED DOCUMENTS**

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## EXHIBIT 5

### DESIMONE TRUST FREMONT PROPERTY LEASE AND RELATED DOCUMENTS

| Tab No. | Author / Title of Document   | Date                         | Bates Nos.                           |
|---------|--|------------------------------|--------------------------------------|
| 1.      | Lease with Douglas R. Scheumann, Richard E. Scheumann, Keith C. Howell, and G. A. Welch, all d/b/a Fremont Associates, referred to in the answer to Question 2.a.4; <b><u>CONFIDENTIAL BUSINESS INFORMATION</u></b>  | 05/17/1985                   | DFT001362-1380                       |
| 2.      | Office of the Zoning and Subdivision Examiner, King County, Washington, Decision on an Appeal from Notice and Order of King County Code Violation and Civil Penalty Order  | 02/05/1986                   | DFT001382-1391                       |
| 3.      | Memorandum from Port of Seattle to M. R. Dinsmore regarding Request for authorization for staff to negotiate and the Executive Director to enter into a grant agreement with the U.S. Environmental Protection Agency for construction of two fish and wildlife habitat restoration projects | 08/02/1992                   | DFT001393-1396                       |
| 4.      | Internal Foster Pepper & Shefelman memorandum regarding Desimone Trust – Port of Seattle Intertidal Project, with attached letter from Foster Pepper & Shefelman to Seattle-First National Bank regarding Port of Seattle Intertidal Restoration Project                                     | 01/27/1993;<br>02/18/1993    | DFT001398;<br>DFT001399-1403         |
| 5.      | Letter from Fremont Associates to Seafirst Bank, regarding Fremont/Oxbow Property Lease Extension<br>Letter from Fremont Associates to Foster Pepper & Shefelman regarding Lease of Desimone Property, with attached subleases   | 02/28/1994<br><br>03/24/1999 | DFT001405-1406<br><br>DFT001407-1482 |
| 6.      | Letters from Seafirst to Department of Ecology and U.S. Army Corps of Engineers, with attached U.S. Army Corps of Engineers – Public Notice of Application for Permit, and Department of Ecology – Notice of Application for Water Quality Certification                                     | 10/27/1995;<br>10/23/1995    | DFT001484-1532                       |
| 7.      | Lease with Dick's Towing & Road Service, Inc., referred to in the answer to Question 2.a.4; <b><u>CONFIDENTIAL BUSINESS INFORMATION</u></b>  | 04/04/2007                   | DFT001534-1551                       |
| 8.      | Lease with Eagle Systems, Inc., referred to in the answer to Question 2.a.4; <b><u>CONFIDENTIAL BUSINESS INFORMATION</u></b>   | 04/04/2007                   | DFT001553-1569                       |

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| 9.      | Lease with Pacific Northwest Transfer, LLC., referred to in the answer to Question 2.a.4; <b><u>CONFIDENTIAL BUSINESS INFORMATION</u></b>   | 04/04/2007 | DFT001571-1586 |
| 10.     | Lease with Knight Transportation Inc., referred to in the answer to Question 2.a.4; <b><u>CONFIDENTIAL BUSINESS INFORMATION</u></b>   | 07/12/2007 | DFT001588-1604 |
| 11.     | Lease with Nuprecon, LP., referred to in the answer to Question 2.a.4; <b><u>CONFIDENTIAL BUSINESS INFORMATION</u></b>  | 02/04/2009 | DFT001606-1624 |
| 12.     | Property Solutions, Inc., Phase I Environmental Assessment for the Fremont property, referred to in the answer to Questions 2.a.4, 2.b.4, 2.d.4, 2.e.4, 2.f.4, and 2.g.4; <b><u>CONFIDENTIAL BUSINESS INFORMATION</u></b> | 12/15/2004 | DFT001626-1815 |